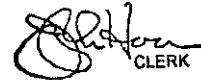


UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

FILED

MAR 31 2008


John Haas
CLERK

CORNERSTONE DISTRIBUTING, INC.,

CIV06-4267

Plaintiff,

vs.

Order on Motion

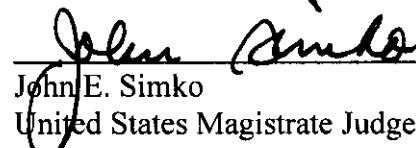
SCHUFT FAB II, INC., NICK SCHUFT, and
ANDREW H. ASHWILL,

Defendants.

The Plaintiff has filed a Motion to File under seal the Affidavit of R. Alan Peterson and attachments. The parties should refer to the Order dated February 26, 2008 (doc 63) filed in this case which states "the Court must be presented with a factual basis as well as a legal basis for consideration before ordering that any filed information be closed to public inspection". Based upon that order, IT IS ORDERED that motion to file under seal the Affidavit of R. Alan Peterson and attachments thereto is denied.

Dated this 31 day of March, 2008.

BY THE COURT:


John E. Simko
United States Magistrate Judge

ATTEST:

JOSEPH HAAS, CLERK

BY: Shelly Margulies
DEPUTY